

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

Civil Revision Application No.423 of 1998

Sou Meena Shrikrishna Maharaj & anr..Applicants

VS

Shrikrishna Yashwant Maharaj Kolhapur-Respondent

Mr.R.S.Apte for applicants

Mr S.V.Sadavarte for respondent

CORAM: B.H.MARLAPALLE J

Dated 23.8.2005

P.C:

. In this civil revision application the applicants-defendants have challenged the order dated 6.2.1998 passed by the learned 5th Joint Addl. District Judge, Kolhapur. The preliminary issue "whether the court has jurisdiction to try and entertain the application Exh 1 in the present form?" was framed and decided by the impugned order in favour of the plaintiff-husband. While granting Rule by the order dated 9.10.1998 this court had turned down the prayer for stay to the proceedings in Misc Civil Application No.175 of 1994 and consequently as per the instructions received by Mr.Sadavarte, learned counsel for the respondent-husband the said application has already

been decided by the court below. Thus this civil revision application has become infructuous.

. In the premisest the civil revision application is dismissed as infructuous. Rule discharged with no order as to costs.